

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner

v.

SMARTFLASH, LLC
Patent Owner

Case CBM2014-00108¹
Patent 8,061,598 B2

Before JENNIFER S. BISK, RAMA G. ELLURU, NEIL T. POWELL, JEREMY M. PLENZLER, and MATTHEW R. CLEMENTS, *Administrative Patent Judges*.

**UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF
LAUREN N. ROBINSON**

Pursuant to Rule 42.10(c), and as authorized in the Board's Notice of Filing Date Accorded to Petition (Paper 3), Petitioner Apple Inc. ("Apple") respectfully requests *pro hac vice* admission of Lauren N. Robinson as counsel in this proceeding.

¹ Case CBM2014-00109 has been consolidated with the instant proceeding.

I. Time for Filing

This Motion is timely because it is being filed no sooner than twenty one (21) days after service of the Petition in this proceeding, which occurred on April 1, 2014.

II. Statement of Facts

The following statement of facts demonstrates that there is good cause for the Board to recognize Lauren N. Robinson as counsel *pro hac vice* in this proceeding.

Ms. Robinson is an experienced litigation attorney and has an established familiarity with the subject matter at issue in this proceeding. Ms. Robinson has been practicing law since 2008 and has extensive experience litigating patent infringement cases in different District Courts across the country. Among her experience in patent litigation matters, Lauren N. Robinson has participated in multiple trials, *Markman* hearings, and other patent-related hearings and pleadings concerning, *inter alia*, patent validity and infringement issues. Ms. Robinson has also been recognized as a leading patent litigation attorney, including as a *Northern California Super Lawyers Rising Star* (2010, 2013, 2014).

Ms. Robinson is familiar with U.S. Patent No. 8,061,598 B2 (“the ‘598 Patent”) and the issues involved in this case. Ms. Robinson has been representing Apple against Patent Owner Smartflash LLC (“Smartflash”) as counsel in pending

District Court litigation—where Smartflash filed its infringement action asserting the ‘598 Patent and the related U.S. Patent Nos. 7,334,720; 7,942,317; 8,033,458; 8,118,221; and 8,336,772 against Apple—since 2013, and has been actively involved as counsel for Apple since that time. As counsel in the District Court litigation, Ms. Robinson has, among other things, been heavily involved with forming invalidity positions against Smartflash’s patents. Accordingly, Apple prefers that Ms. Robinson continue as counsel in this CBM proceeding as well; and, further, Smartflash does not oppose Ms. Robinson’s admission *pro hac vice*.

III. Declaration of Lauren N. Robinson

As directed by the Board, this Motion is also accompanied by the Declaration of Lauren N. Robinson in Support of Motion for *Pro Hac Vice* Admission attesting to the requirements laid out in the Board’s Order Authorizing Motion for *Pro Hac Vice* Admission in Case IPR2013-00639 (Paper 7).

For the foregoing reasons as well as the reasons contained in the attached declaration, Apple respectfully requests admission of Lauren N. Robinson as counsel *pro hac vice*.

Respectfully submitted,

Dated: December 3, 2014

By: /J. Steven Baughman/
J. Steven Baughman, Lead Counsel
Ching-Lee Fukuda
ROPES & GRAY LLP

Case CBM2014-00108

Patent 8,061,598 B2

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Attorneys for Petitioner Apple Inc.

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**DECLARATION OF LAUREN N. ROBINSON IN SUPPORT OF MOTION
FOR PRO HAC VICE ADMISSION**

I, Lauren N. Robinson, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of California.
2. I have never been suspended or disbarred from practice before any court or administrative body.
3. I have never been denied an application for admission to practice before any court or administrative body.

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